



Eric Gonzalez
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[INSERT NAME]
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: MICHAEL FITZGIBBON

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

THE PEOPLE ARE AWARE OF THE FOLLOWING FEDERAL CIVIL RIGHTS ACTION(S) AND/OR STATE TORT CIVIL LAWSUIT(S) IN WHICH THE INDICATED OFFICER HAS BEEN NAMED AS AN INDIVIDUAL DEFENDANT. NOTE, THE DISPOSITION INFORMATION MAY NOT BE CURRENT:

1. MICHAEL CARMONA V. CITY OF NEW YORK, ET AL, 11CV5385, FILED IN U.S. DISTRICT COURT, EASTERN DISTRICT OF NEW YORK.

Disclosure # 2: (PENDING)

THE FOLLOWING ALLEGATIONS ARE PENDING AGAINST MOS FITZGIBBON ARISING FROM 7/21/20:

[REDACTED]

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH OCTOBER 13, 2020, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

Disclosure # 3:

CCRB CASE: 201700742

REPORT DATE: 01/27/2017

INCIDENT DATE: 01/22/2017

CCRB SUBSTANTIATED ALLEGATION(S):

1. ABUSE – FRISK

2. ABUSE – SEARCH (OF PERSON)

NYPD DISPOSITION: FORMALIZED TRAINING

OTHER MISCONDUCT NOTED:

1. OMN – FAILURE TO PREPARE A MEMO BOOK ENTRY

NYPD DISPOSITION: FORMALIZED TRAINING

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